

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S. - Panchayat Raj Engineering Department - RWS&S – Allegations of certain irregularities in laying of pipelines in the Fakirabad and Abbapur Thanda, Navipet Mandal, Nizamabad District against Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad – Disciplinary proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 – Article of Charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 1019

Dated: 24.06.2013

ORDER:

It is proposed to hold an inquiry against Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and list of witnesses, by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad is informed that an inquiry will be held only in respect of those articles of charge which are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CCA) Rules, 1991 or the order / directions issued in pursuance of the said Rules, the Inquiry Authority may hold the inquiry against him ex-parte.

6. Attention of Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR) &
SECRETARY TO GOVERNMENT (RWS&S) (FAC)

To

Sri U.S.N. Murthy, the then Executive Engineer, RWS&S, Nizamabad
through the Engineer-in-Chief, RWS&S, Hyderabad.

The Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:-

The PR & RD (Estt.I) Department for information.

SF/SC

// FORWARDED::BY:: ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI U.S.N. MURTHY, THE THEN EXECUTIVE ENGINEER, RWS&S, NIZAMABAD DISTRICT

CHARGE - I:

That Sri U.S.N. Murthy, Executive Engineer, while working in RWS&S, Nizamabad has failed to follow the established Departmental procedures. Thus he failed to discharge his legitimate duties.

BASIS :

As per enquiry report of C.E., Vig.&QC, Hyd., Lr. AEE2/RWS&S/Vig.&QC/627 /Navipet/NZB/2013, dt.01.03.2013. Sri U.S.N. Murthy while working as Executive Engineer has failed to issue notice during agreement period to the contractor for commencement / delay of the works and also failed to issue final notice to determine the contract duly forfeiting of FSD and ASD if any under clause 68 of APDSS. He also failed to initiate action against the Contractor as per G.O.Ms.No.94, I & CAD Deptt., Dt.01.07.2003. He also failed to follow the Departmental established procedures both in monitoring of works and also cancellation of works or entrustment of works. As per the APDSS Clause 60 time is essence of the contract. Being Divisional head he shall so advise the contractor in writing and at the same time demand compliance. If the contractor neglects to comply with such demand within seven days after receipt of such notice, it shall then or at any time thereafter be lawful for the EE to determine the contract which determination shall carry with it the forfeiture of the security deposit and total of the amount with held under Clause 68. But he failed to do so. Thus he failed to discharge his legitimate Duties. From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and failed in Supervision, violating Rule (3) of APCS (Conduct) Rules, 1964.

Hence the charge.

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ANNEXURE-II

LIST OF DOCUMENTS BY WHICH THE ARTICLE CHARGES FRAMED AGAINST SRI U.S.N. MURTHY, THE THEN EXECUTIVE ENGINEER, RWS&S, NIZAMABAD ARE PROPOSED TO BE SUSTAINED.

- 1) C.E., VIG & Q.C., Hyd., Lr.AEE2/RWS&S/Vig.&Q.C./627/Navipet/ NZB/2013, dt.01.03.2013.

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ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES ARE FRAMED AGAINST SRI U.S.N. MURTHY, THE THEN EXECUTIVE ENGINEER, RWS&S, NIZAMABAD ARE PROPOSED TO BE SUSTAINED.

-NIL-

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